IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.26270 of 2008

BALMUKUND PRASAD

Versus

STATE OF BIHAR

2/ 4.8.2008 Heard learned counsel for the parties.

The present case has been registered for offences under Sections 302 and 201/34 of the Indian Penal Code against unknown.

Submission is that the petitioner is in jail custody since 12.6.2001 i.e. for more than seven years. Though charges have been framed long back but only seven prosecution witnesses have been examined. Last witness was examined on 14.6.2006 and no witness is turning up thereafter.

Considering the period of detention and in the facts and circumstances of the case, let the petitioner Balmukund Prasad be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge I, Hilsa (Nalanda) in Sessions Trial No. 259 of 2003.

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Tahir/- **(Shyam Kishore Sharma, J.)**